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Note verbale dated 20 July 2000 from the Permanent Mission of Bulgaria to the United Nations addressed to the President of the Security Council

The Permanent Mission of the Republic of Bulgaria to the United Nations presents its compliments to the President of the Security Council and has the honour to refer to the implementation by United Nations Member States of the sanctions imposed by the Security Council in its resolutions 864 (1993), 1127 (1997), 1173 (1998), 1237 (1999) and 1295 (2000) against the União Nacional Para a Independência Total de Angola.

In this regard, the Bulgarian Mission wishes to inform you that the Council of Ministers of the Republic of Bulgaria adopted on 11 July 2000 Decree No. 126 on the implementation by the Republic of Bulgaria of the sanctions imposed by the Security Council resolutions mentioned above.

The content of Decree No. 126, translated into English, is attached (see annex).

The Permanent Mission of Bulgaria would be grateful if the present note verbale and its annex were circulated as a document of the Security Council.

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Annex to the note verbale dated 20 July 2000 from the Permanent Mission of Bulgaria to the United Nations addressed to the President of the Security Council

REPUBLIC OF BULGARIA

COUNCIL OF MINISTERS

DECREE No 126

of 11 July 2000

ON THE IMPLEMENTATION BY THE REPUBLIC OF BULGARIA OF THE UN SECURITY COUNCIL RESOLUTIONS (No 864/ 1993; No 1127/ 1997; No 1173/ 1998; No 1237/ 1999 and No 1295/ 2000) ON THE IMPOSITION AND IMPLEMENTATION OF SANCTIONS AGAINST THE "UNIAO NACIONAL PARA A INDEPENDENCIA TOTAL DE ANGOLA" (UNITA)

THE COUNCIL OF MINISTERS

HAS DECREED:

Article 1. Prohibits the sale or supply of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment and spare parts for the aforementioned, any kind of military assistance or education of armed personnel, as well as the supply of petroleum and petroleum products, regardless of their origin, by Bulgarian nationals and legal entities from the territory of the Republic of Bulgaria or by using Bulgarian flag vessels or aircraft to UNITA.

Article 2. Prohibits the sale or supply of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment and spare parts for the aforementioned, any kind of military assistance as well as the supply of petroleum and petroleum products, regardless of their origin by Bulgarian nationals and legal entities from the territory of the Republic of Bulgaria or by using Bulgarian flag vessels or aircraft to the territory of the Republic of Angola except through points of entry designated by the UN Secretary General.

Article 3. Prohibits the admission to the territory of the Republic of Bulgaria of representatives and members of UNITA and of adult members of their families as determined by a list of the UN Security Council Sanctions Committee, in accordance with the UN Security Council Resolution No 1127/ 1997.

Article 4. Prohibits operations on the territory of the Republic of Bulgaria with funds and financial assets belonging to UNITA or to its members in accordance with the list referred to in Article 3. The Ministry of Finance, in case of detecting existence of funds and financial assets on the territory of the Republic of Bulgaria pertaining to UNITA or to its members, shall take measures to freeze them.

Article 5. Prohibits the purchase by Bulgarian nationals and legal entities as well as the import into the territory of the Republic of Bulgaria of diamonds originating from the territory of the Republic of Angola except for diamonds controlled through the Certificate of Origin regime of the Government of the Republic of Angola in accordance with UN Security Council Resolution No 1173/ 1998.

Article 6. Prohibits flights of aircraft from the territory of the Republic of Bulgaria to the territory of the Republic of Angola as well as the landing of Bulgarian flag vessels on the territory of the Republic of Angola, except by using points of entry, designated by the UN Security Council Sanctions Committee upon a proposal by the Government of Angola in accordance with UN Security Council Resolution No 1127/ 1997.

Article 7. The Ministry of Foreign Affairs shall maintain regular contacts with the UN Security Council Sanctions Committee as well as with the Group of Experts, established pursuant to the UN Security Council Resolution No 1295/ 2000 with a view to:

1. Informing on the measures undertaken by the Republic of Bulgaria for the implementation of the UN Security Council Resolutions imposing sanctions on UNITA and submitting the results of the investigation held by the Governmental Commission established by the Council of Ministers with regard to the signals made in the report of the UN Panel of Experts on the violations of the UN Security Council sanctions against UNITA;

2. Requesting the opinion of the UN Security Council Sanctions Committee in case of doubt as to whether certain goods or activities fall within the provisions of Articles 1-5;

3. Submitting, as necessary, to the UN Security Council Sanctions Committee and to the afore-mentioned Group of Experts, information related to the implementation of the sanctions.

Article 8. (1) In case of failure to comply with the obligations under Articles 1-6, unless the same act constitutes a crime, an administrative liability shall be borne by the violators pursuant to Art. 32, paragraph 1 of the Administrative Violations and Sanctions Act.

(2) In case of violations under the afore-mentioned paragraph by a legal entity or by an entrepreneur, a penalty of a fine up to 100 000 levs shall be imposed.

(3) The establishment of violations, the drawing out of statements, the issuance, the appeal and the execution of the penal orders shall be carried out pursuant to the provisions of the Administrative Violations and Sanctions Act.

ADDITIONAL PROVISION

& 1. By virtue of this Decree "funds and financial assets" shall have the following meaning: "cash and cash equivalent, liquid assets, dividends, interests or other income resulting from stocks, shares, bonds or other securities, tangible and non-tangible assets."

TRANSITIONAL AND FINAL PROVISIONS

& 2. The control on the implementation of the present Decree shall be exercised by the Interministerial Council on the Military-Industrial Complex and Mobilization Convenience of the Republic of Bulgaria with the Council of Ministers, by the Minister of Economy, the Minister of Finance, the Head of Customs General Directorate, the Minister of Foreign Affairs, the Minister of the Interior, the Minister of Transport and Telecommunications as well as the Governor of the Bulgarian National Bank.

& 3. The Minister of Justice shall prepare and submit to the Council of Ministers a Draft Law Amending the Penal Code of the Republic of Bulgaria which pursuant to Resolution No 1295 (Art.27) of the UN Security Council shall provide for criminal responsibility of Bulgarian nationals and other individuals residing on the territory of the Republic of Bulgaria who violate international sanctions and restrictions imposed by UN Security Council Resolutions and by decisions of other international organizations, where such decisions have been enacted through a normative act of the Council of Ministers.

& 4. The Decree shall enter into force on the day of its promulgation in the State Gazette of the Republic of Bulgaria.

PRIME MINISTER:

/IVAN KOSTOV/

CHIEF SECRETARY OF THE COUNCIL OF MINISTERS:

/ELIANA MASSEVA/

The decree is promulgated in the "State Gazette" of the Republic of Bulgaria No 57 of 14 July 2000